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Before the  
FEDERAL COMMUNICATIONS COMMISSION

Washington, D.C. 20554

In the Matter of

Amendment of Section 73.202(b)  
Table of Allotments  
FM Broadcast Stations  
(Farmersville, Texas

)  
)  
)  
)  
)  
)

MM Docket No. 96-10  
RM-8738

DOCKET FILE COPY ORIGINAL

To: Chief, Allocations Branch  
Policy and Rules Division  
Mass Media Bureau

COMMENTS OF COMANCHE RADIO, L.L.C.

Comanche Radio, L.L.C., licensee of station KDDQ(FM), Comanche, Oklahoma (hereinafter "Comanche"), hereby respectfully submits its comments in response to the "Joint Counterproposal" filed in the above-captioned proceeding on April 5, 1996, by Hunt Broadcasting, Inc. and Cowboy Broadcasting, L.L.C., and certain other joint petitioners referred to therein, as further clarified and corrected by "Reply Comments" filed with the Commission on April 22, 1996. For the reasons discussed below, the "Joint Counterproposal" should be denied.

I. Standing.

Comanche is the licensee of station KDDQ(FM), Comanche, Oklahoma. The aforesaid Joint Counterproposal proposes, inter alia, to downgrade station KDDQ(FM) from Channel 245C2 to 246A. Accordingly, Comanche has standing to file comments in this proceeding.

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## II. Comments.

As previously noted, Comanche is the Commission license of station KDDQ(FM) at Comanche, Oklahoma. Comanche acquired the License to operate station KDDQ from Harold Cochran pursuant to an assignment application granted by the Commission on September 25, 1995, (BALH-950713GH). The assignment of license to Comanche was consummated on October 20, 1995, and Comanche has been the licensee, owner and operator of station KDDQ since that time. The Commission was notified by Comanche of consummation of the assignment from Cochran pursuant to a letter filed with the Commission on October 31, 1995, a copy of which is attached hereto as Exhibit 1.

Contrary to the facts described in the "Joint Counterproposal", Harold Cochran is not the present licensee of station KDDQ(FM) and Mr. Cochran has no authority whatsoever to act on behalf of Comanche with regard to any matters relating to KDDQ. Mr. Cochran's incredible representation set forth in a verified statement attached to the "Joint Counterproposal" purporting to consent and agree to the downgrade of KDDQ to Channel 246A at a new transmitter site is a blatant falsehood and must be completely disregarded.

Since acquiring the license for station KDDQ in October, 1995, Comanche has petitioned the Commission for permission to up-grade its present license to permit the station to operate on the Channel 245C2 allotment. See FCC Form 301 minor modification application dated April 26, 1996, and forwarded to the Commission for filing

on April 30, 1996 (FCC File No. \_\_\_\_\_). As the Joint Counterproposal correctly notes at page 7, KDDQ was granted an upgrade to Channel 245C2 effective October 30, 1989; however, Cochran, the previous licensee, apparently never filed an application for Channel 245C2. Once Comanche's Channel 245C2 application is granted, it is anticipated that Comanche will promptly up-grade from Channel 244A to full operation on Channel 245C2.

Comanche's full operation on Channel 245C2 will allow the station to serve a significantly greater area than the station presently serves, including some "white and gray area" as defined in the Commission's rules and policies. Comanche submits that such new first service constitutes a greater and more efficient use of the 245C2 allotment than as requested in the Joint Counterproposal. Moreover, the up-grade sought by Hunt Broadcasting, Inc., proposing to change KIKM's community of license from Sherman, Texas, to Flower Mound, Texas, operating on Channel 244C, is, in reality, a de facto reallocation of KIKM's channel from Sherman to the extremely well-served Dallas-Fort Worth Metropolitan area. Such a reallocation, and the attendant reduction of KDDQ's service potential to the Comanche, Oklahoma area (from 245C2 to 246A), is clearly not in the public interest.

WHEREFORE, for the foregoing reasons, it is respectfully submitted, on behalf of Comanche Broadcasting, L.L.C., that the "Joint Counterproposal" filed herein by Hunt Broadcasting, Inc. and Cowboy Broadcasting, L.L.C., should be DENIED.

Respectfully submitted,

Comanche Radio, L.L.C.

By: Jeffrey D. Southmayd /mem  
Jeffrey D. Southmayd  
Its Attorney

Southmayd & Miller  
1220 19th Street, N.W.  
Suite 400  
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Dated: May 24, 1996

EXHIBIT 1

**SCRIPT COPY**

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October 31, 1995

**RECEIVED**

**OCT 31 1995**

VIA HAND DELIVERY

Mr. William F. Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION  
COMMUNICATIONS DIVISION

Dear Mr. Caton;

On behalf of Comanche Radio, L.L.C., this is to notify the Commission that the assignment of the license for KDDQ(FM), Comanche, Oklahoma, from Harold Cochran was consummated on October 20, 1995, pursuant to authority and terms granted by the Commission in FCC File BALH-950713GH.

Please contact the undersigned should you have any questions on this matter.

Very truly yours,

Comanche Radio, L.L.C.

By: 

Jeffrey D. Southmayd

Its Attorney

CERTIFICATE OF SERVICE

I, Michael R. Miller, do hereby certify that I have this 24th day of May, 1996, caused to be mailed by first class mail, postage prepaid, copies of the foregoing "Comments of Comanche Broadcasting, L.L.C." to the following:

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